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Alice R. Hintzman
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REPLACEMENT SUPPLEMENTAL APPEAL BRIEF			Docket No. EDD002USPT01
Serial No. 10/033,580	Filing Date December 28, 2001	Examiner Marsh, Steven M.	Group Art Unit 3632
Applicant:	Eddy		
Invention:	EAVES TROUGH SUPPORT BRACKET		

Mail Stop Appeal Brief - Patents
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This Replacement Supplemental Appeal Brief is filed on appeal from the decision of the Examiner dated November 30, 2004 reopening prosecution of this application after Applicant's filing of an Appeal Brief and rejecting claims 1, 3-16 and 18-22 in the above-referenced patent application.

Applicant requests reinstatement of the appeal.

03/31/2005 GJOHNSON 00000009 192020 10033580 REAL PARTY IN INTEREST

01 FC:2402 250.00 DA

The real party in interest in connection with this appeal is the inventor Gary Eddy.

primary rib longitudinally overlaps the first and second legs so as to further improve the strength of the bracket. While the eaves trough support bracket disclosed by Odekirk also has a rib which extends across and is substantially perpendicular to the bend line between the distal end of the main beam and the strut, this rib does not longitudinally overlap the side ribs, as can clearly be seen in FIG 1.

CONCLUSION

Applicant respectfully submits that all pending claims (claims 1, 3-16 and 18-22) are in condition for allowance.

Respectfully submitted,

Date 25 Mar 05

By M. Sherrill
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**FEE TRANSMITTAL
for FY 2002**

Patent fees are subject to annual revision.

Complete if Known

Application Number	
Filing Date	
First Named Inventor	Eddy
Examiner Name	
Group Art Unit	
Attorney Docket No.	EDD002USPT01

TOTAL AMOUNT OF PAYMENT **\$370.00****METHOD OF PAYMENT**

- 1.
- ☒
- The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account Number **192020**Deposit Account Name **Sherrill Law Offices**

- ☒
- Charge Any Additional Fee Required Under 37 CFR §§ 1.16 and 1.17

- ☒
- Applicant claims small entity status. See 37 CFR § 1.27

- 2.
- ☒
- Payment Enclosed:

☒ Check ☐ Credit card ☐ Money Order ☐ Other**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity Code	Small Entity Code	Fee (\$)	Fee Description	Fee Paid
101	740	201	370 Utility filing fee	370.00
108	330	208	185 Design filing fee	
107	510	207	255 Plant filing fee	
108	740	208	370 Reissue filing fee	
114	160	214	80 Provisional filing fee	
SUBTOTAL (1)				\$370.00

2. EXTRA CLAIM FEES

Total Claims	Extra Claims	Fee from below	Fee Paid
20	-20** = 0	9.00	0.00
3	-3** = 0	42.00	0.00
Multiple Dependent			

Large Entity Code	Small Entity Code	Fee (\$)	Fee Description
103	18	203	9 Claims in excess of 20
102	84	202	42 Independent claims in excess of 3
104	280	204	140 Multiple dependent claim, if not paid
109	84	209	42 ** Reissue independent claims over original patent
110	18	210	9 ** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) \$0.00

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)**3. ADDITIONAL FEES**

Large Entity Code	Small Entity Code	Fee (\$)	Fee Description	Fee Paid
105	130	205	65 Surcharge - late filing fee or oath	
127	50	227	25 Surcharge - late provisional filing fee or cover sheet	
139	130	139	130 Non - English specification	
147	2,520	147	2,520 For filing a request for ex parte reexamination	
112	920*	112	920* Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840* Requesting publication of SIR after Examiner action	
115	110	215	55 Extension for reply within first month	
116	400	216	200 Extension for reply within second month	
117	920	217	460 Extension for reply within third month	
118	1,440	218	720 Extension for reply within fourth month	
128	1,960	228	980 Extension for reply within fifth month	
119	320	219	160 Notice of Appeal	
120	320	220	160 Filing a brief in support of an appeal	
121	280	221	140 Request for oral hearing	
138	1,510	138	1,510 Petition to institute a public use proceeding	
140	110	240	55 Petition to revive - unavoidable	
141	1,280	241	640 Petition to revive - unintentional	
142	1,280	242	640 Utility issue fee (or reissue)	
143	460	243	230 Design issue fee	
144	620	244	310 Plant issue fee	
122	130	122	130 Petitions to the Commissioner	
123	50	123	50 Processing fee under 37 CFR § 1.17(a)	
126	180	126	180 Submission of Information Disclosure Statement	
581	40	581	40 Recording each patent assignment per property (times number of properties)	
146	740	246	370 Filing a submission after final rejection (37 CFR § 1.129(a))	
149	740	249	370 For each additional invention to be examined (37 CFR § 1.129(b))	
179	740	279	370 Request for Continued Examination (RCE)	
169	900	169	900 Request for expedited examination of a design application	
Other fee (specify)				

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3)**SUBMITTED BY**Name (Print/Type) **Michael S. Sherrill**Signature **M. Sherrill**

Registration No. (Attorney/Agent)

32,302**Complete if applicable**

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Date

December 28, 2001**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on

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